

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 05-05-03**

Date Published: April 28, 2005
For Work Week Commencing: May 2, 2005
Commission Meeting: May 3, 2005, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. ENERGY WEST Inc. D2005.4.54 (Eric)

On April 14, 2005, EW filed an application seeking authorization to issue up to 345,000 shares of Common Stock. This security issuance is required by the Company's credit facility with LaSalle Bank. The Company believes that the amount of leverage in its capital structure should be reduced. The Company has decided to place the Common Stock through a private placement, with expenses expected to be less than \$100,000. A default order has been drafted. Probable motion: Approve the application by Energy West to issue up to 345,000 shares of Common Stock.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2005.4.50 – GRS Energy, Inc. – Discuss and act on applications for pro hac vice representation of GRS by Andrew S. Hicks and Adam P. Schiffer of King & Spaulding, LLP of Houston, TX. (5/3/05)
2. NorthWestern Energy Bankruptcy – Placeholder to report on and get direction on any matter related to the bankruptcy. (5/3/05)
3. Case Management Tracking System Rewrite – Continue discussion from 4/26/05. (5/3/05)

Other Meetings

5/5/05 and 5/6/05 – BPA tour and briefing, Portland, Oregon

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. MCI Telecommunications Corporation N2005.4.73 (Scott)

On April 25, 2005, MCI Filed revision to its Montana Tariff No. 2. The purpose of this filing is to introduce RLK, RLL Service, Basic Calling Plan II and Small Business Long Distance Plan d: Grandfathering Basic Calling Plan t, U, Y and make textual changes to RLG/RLL Certificate Promotion 2 and \$10 Credit Promotion.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on

the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person interested in seeking a copy of a protective order request should contact the Commission at 406-444-6199.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2005.4.59 – Qwest Corporation and Prime Time Ventures, LLC - QPP Agreement

D2005.4.60 – Qwest Corporation and Lightyear Network Solutions, LLC - QPP Agreement

D2005.4.61 – Qwest Corporation and Ionex Communications North, Inc. - QPP Agreement

D2005.4.62 – Qwest Corporation and Bullseye Telecom, Inc. - QPP Agreement

D2005.4.63 – Qwest Corporation and MCI Metro Access Transmission Services, LLC - Commercial Agreement

D2005.4.64 – Qwest Corporation and VCI Company Corp - QPP Agreement

D2005.4.65 – Qwest Corporation and Preferred Carrier Services, Inc. - QPP Agreement

D2005.4.66 – Qwest Corporation and Metropolitan Telecommunications of Montana Inc. - QPP Agreement

D2005.4.67 – Qwest Corporation and McLeodUSA Telecommunications Services, Inc. - QPP Agreement

D2005.4.68 – Qwest Corporation and DIECA Communications, Inc. d/b/a Covad Communications Company - QPP Agreement

D2005.4.69 – Qwest Corporation and Contact Communications, Inc - QPP Agreement

D2005.4.70 – Qwest Corporation and PiperTel Communications, LLC - QPP Agreement

D2005.4.71 – Qwest Corporation and Vycera Communications, Inc. - QPP Agreement

D2005.4.72 – Qwest Corporation and New Rochelle Telephone f/k/a Peconic Telco Inc. - QPP Agreement

N2005.4.73 - MCI - Introduce Integrated RLK, RLL Service, Basic Calling Plan II and Small Business Long Distance Plan D; grandfathering Basic Plan T, U, Y;

making a textual change to RLG/RLL Certificate Promotion 2 and \$10 Credit Promotion